

Arncliffe



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: SEREC Corporation

File: B-270273

Date: November 16, 1995

DECISION

SEREC Corporation protests the Defense General Supply Center's award of a contract to Phillips Equipment Systems, Inc., for supplying seven solvent cleaning machines and related items pursuant to request for proposals No. SPO490-95-R-2506. SEREC contends that Phillips' proposed equipment (and that of other offerors) cannot meet the RFP's cycle-time requirements, including "drying" which is defined in the RFP as less than 25 parts per million of solvent in the chamber. SEREC contends that it holds a patent on the only equipment that meets these specifications.

Subsequent to the filing of this protest, the agency notified our Office that it has issued a stop-work order to Phillips and that it is reopening discussions with all offerors for the express purpose of deleting the definition of "dry" from the cycle-time specifications. As the protested specifications are being deleted, the protest that no other offeror can meet the specifications is rendered academic. See East West Research, Inc.-Recon., B-233623.2, Apr. 14, 1989, 89-1 CPD ¶ 379. The protest is therefore dismissed.

Comptroller General
of the United States

[Handwritten notes and signatures]

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